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CENTRAL FAX CENTERM. ROBERT KESTENBAUM, LLC  
PATENT AND TRADEMARK MATTERS

MAR 23 2005

## FACSIMILE TRANSMITTAL SHEET

TO:	FROM:
Attention: Director, Technology Center 2100	M. Robert Kestenbaum
COMPANY:	DATE:
Commissioner for Patents	MARCH 23, 2005
FAX NUMBER:	TOTAL NO. OF PAGES INCLUDING COVER:
(703) 872-9306	11
PHONE NUMBER:	SENDER'S REFERENCE NUMBER:
(571) 272-3744	(H) 01PH0419 USP
RE:	YOUR REFERENCE NUMBER:
Petition and Issue Fee Payment	10/018,721

## NOTES/COMMENTS:

Attention: Director of Technology Center 2100

We are faxing the issue fee payment with a Petition to Withdraw Holding of Abandonment Based On Failure to Receive Office Action. We never received the Notice of Allowance, and therefore, did not pay the issue fee. An affidavit from our docketing clerk is included with this petition, together with a copy of the docket record and calendar where the non-received Notice of Allowance would have been entered. A copy of the Notice of Abandonment is also included herewith.

Please withdraw the abandonment and credit the issue fee for this case.

Thank you in advance.

Sincerely,



M. Robert Kestenbaum  
Reg. No. 20,430

11011 BERMUDA DUNES NE  
ALBUQUERQUE, NEW MEXICO USA 87111  
PHONE (505) 323-0771  
FAX (505) 323-0865

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CENTRAL FAX CENTER

MAR 23 2005

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re:	US Patent Application	10/018,721
	Filed	April 22, 2002
	Applicant	Meyer-Grafe
	Art Unit	2125
	Examiner	
	Examiner's Telephone	(571) 272 3744
	Examiner's Fax	(703) 872 9306
	Attorney Docket	(H)01PH0419USP

Attention Technology Center 2100  
PO Box 1450  
Commissioner for Patents  
Alexandria, Va. 22313-1450

Petition to Withdraw Holding of Abandonment Based on Failure to Receive Office  
Action under MPEP 711.03( c ) II  
Affidavit for Non-Receipt of Official USPTO Correspondence, Namely Notice of  
Allowance

Dear Director of Technology Center 2100:

We learned that this application was abandoned when we received a Notice of Abandonment mailed February 2, 2005. We contacted the Examiner. He advised us that the case had been allowed on September 28, 2004, and the Notice of Allowance was mailed on September 30, 2004. He faxed us a copy of the Notice of Allowance.

The Attachment to the Notice of Abandonment noted that if we had not received the official communication from the USPTO, we should fax a Petition to Withdraw Holding of Abandonment Based on Failure to Receive an Office Action under MPEP 711.03( c )II and 37 CFR 1.181, and if the Office granted this petition, the Office Action would be re-sent. Since the Examiner faxed us a copy of the Notice of Allowance, we do not need to have the Notice of Allowance re-mailed to us. Rather, we have included herewith the required Issue Fee payment, with this Petition to Withdraw the Holding of Abandonment.

Meyer-Grafe (H) 01PH0491USP US Patent Application 10/018,721  
Request to Withdraw Holding of Abandonment and Issue Fee Payment  
Submitted on March 23, 2005

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Applicant hereby attests that the Notice of Allowance mailed September 30, 2004 was never received, and a search of the file jacket and docket records indicates that the Notice of Allowance was not received.

An affidavit supporting the statement of non-receipt, is submitted with this Issue Fee Payment.

Respectfully submitted,



M. Robert Kestenbaum  
Reg. No. 20,430  
11011 Bermuda Dunes NE  
Albuquerque, New Mexico 87111  
Phone (505) 323-0771  
Fax (505) 323-0865

I hereby certify this correspondence is being submitted by facsimile transmission to Commissioner for Patents, Alexandria, Virginia on March 23, 2005, fax number (703) 872-9306.



M. Robert Kestenbaum